## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF PENNSYLVANIA

:

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

v.

**DIANE C. NEILEY** 

Plaintiff,

JOSEPH F. DOODY IV, JOSEPH F. DOODY, and

02-2932

**Civil Action No.:** 

Defendants.

PLAINTIFF'S MOTION TO TRANSFER AND CONSOLIDATE CASE FOR ADMINISTRATION OF DISTRIBUTION

Plaintiff, the Securities and Exchange Commission, moves that this Court transfer this action for consolidation with SEC v. Rodolfo Luzardo, Elias I. Kodsi, and Alain D. Kodsi, 01 Civ. 9206 (S.D.N.Y.) before the Honorable Denny Chin for purposes of administering a single plan of distribution of funds disgorged among five different actions in three different Districts all involving insider trading in the securities of BetzDearborn Inc.

Plaintiff further moves that the Court order the Clerk of the Court to transfer all disgorgement funds in the Court's registry, plus accrued interest, arising from the settlement of this action to the court registry of the Clerk of the Court of the Southern District of New York for eventual distribution to injured investors pursuant to a distribution plan to be approved by Judge Chin in SEC v. Luzardo.

As described in the attached memorandum, such transfer and consolidation will make the distribution of funds to injured investors more efficient.

In addition to a memorandum, a proposed order granting the relief requested is attached hereto.

Date: February , 2004 Respectfully submitted,

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